

IN THE COURT OF APPEALS OF THE STATE OF IDAHO

Docket No. 34613

STATE OF IDAHO,)	2008 Unpublished Opinion No. 668
)	
Plaintiff-Respondent,)	Filed: October 1, 2008
)	
v.)	Stephen W. Kenyon, Clerk
)	
MARCO A. PALOMO,)	THIS IS AN UNPUBLISHED
)	OPINION AND SHALL NOT
Defendant-Appellant.)	BE CITED AS AUTHORITY
)	

Appeal from the District Court of the Fifth Judicial District, State of Idaho, Twin Falls County. Hon. Randy J. Stoker, District Judge.

Judgment of conviction and suspended unified sentence of five years, with a minimum period of confinement of two years, for leaving the scene of an injury accident, affirmed.

Molly J. Huskey, State Appellate Public Defender; Justin M. Curtis, Deputy Appellate Public Defender, Boise, for appellant.

Hon. Lawrence G. Wasden, Attorney General; Lori A. Fleming, Deputy Attorney General, Boise, for respondent.

PER CURIAM

Marco A. Palomo was convicted of leaving the scene of an injury accident, Idaho Code section 18-8007. The district court imposed a unified sentence of five years, with a minimum period of confinement of two years, suspended the sentence and placed Palomo on probation. Subsequently, Palomo admitted to violating several terms of the probation, and the district court consequently revoked probation, suspended the sentence and retained jurisdiction. At the end of the retained jurisdiction program, the district court suspended Palomo's sentence and placed him on probation. Palomo appeals, contending that the sentence is excessive.

Sentencing is a matter for the trial court's discretion. Both our standard of review and the factors to be considered in evaluating the reasonableness of a sentence are well established and need not be repeated here. *See State v. Hernandez*, 121 Idaho 114, 117-18, 822 P.2d 1011, 1014-15 (Ct. App. 1991); *State v. Lopez*, 106 Idaho 447, 449-51, 680 P.2d 869, 871-73 (Ct. App.

1984); *State v. Toohill*, 103 Idaho 565, 568, 650 P.2d 707, 710 (Ct. App. 1982). When reviewing the length of a sentence, we consider the defendant's entire sentence. *State v. Oliver*, 144 Idaho 722, 726, 170 P.3d 387, 391 (2007). Applying these standards, and having reviewed the record in this case, we cannot say that the district court abused its discretion.

Therefore, Palomo's judgment of conviction and sentence are affirmed.